THE HON'BLE SRI JUSTICE V.V.S.RAO

WRIT PETITION No.15559 of 2007

Dated: 23-07-2007

Between:

V.Ravi Prakash.

..... PETITIONER

AND

The Revenue Divisonal Officer, Visakhapatnam, and another.

.....RESPONDENTS

THE HON'BLE SRI JUSTICE V.V.S.RAO

WRIT PETITION No.15559 of 2007

ORDER:

The petitioner purchased land admeasuring Acs.2.67 in survey No.40/3 situated at Pandalapaka Village, Anandapuram Mandal, Visakhapatnam, from Gandimani Peda Appanna and others under a registered sale deed in 2006. On an allegation that the land is assigned land and that such transfer in favour of the petitioner is void, second respondent initiated action under the provisions of the Andhra Pradesh Assigned Lands (Prohibition of Transfers) Act, 1977 (the Act, for brevity) and passed orders on 23.04.2007 in R.C.No.48/2007A, ordering resumption of the land. The petitioner then preferred an appeal on 18.06.2007 within the period of limitation of ninety days under Section 4-A of the Act before first respondent along with an application for stay. By impugned order vide Rc.No.3929/2007/A, dated 02.07.2007, first respondent rejected the application for stay, aggrieved by which instant writ petition is filed.

It is brought to the notice of this Court by the learned Assistant Government Pleader for Revenue (Assignment) that the appeal before first respondent stood posted to 21.07.2007. If that be so, first respondent can dispose of the matter. If ultimately, the petitioner succeeds in the appeal and in the meanwhile the land is reassigned to others, the appeal would be rendered useless. Therefore, this Court observes that the respondents should not assign the land to third parties and they should maintain *status quo* as on today. The appeal may be disposed of by first respondent, if not already disposed of, within a period of two weeks from the date of receipt of a copy of this order.

The writ petition, with the above observations, is accordingly disposed of. No costs.

_____

(**V.V.S.RAO, J**)

23rd July, 2007

Note: Issue CC by 25.07.2007.

B/o

ghn